

1891-001 Chancery Causes: Exr. of William Ball vs. Admr. of E. H. Daniel or
Lee Co.

Fulkerson, Duncan, Mash

CA-Debt

T-Property

To the Hon H.S.K. Merison Judge of the Circuit
Court of Lee County Virginia

Humbly complaining your Orator Moses S. Ball
executor of the last will and testament of William Ball and
would respectfully represent that the said William Ball
after making and publishing his last will and testament
deceased this life in said county on the 17th day of March
1885 and afterwards the said last will and testament was
duly proven in one of the Courts of said county and admitted
to probate, and your Orator was thereupon admitted to qual-
ify as the executor thereof and is now the legal executor of
of said last will and testament and the proper representative
of the said William Ball.

Your Orator now states that his testator the said William
Ball in his lifetime to wit on or about the 1st day of Feb. 1883
sold to one E.H. Daniel a certain tract or parcel of land sup-
posed to contain 80 acres more or less lying and being in said
county of Lee on the waters of Indian Creek, in the neighborhood
of Bulls Bridge, and about 2 1/2 miles West of Juncosville.

Your Orator further states that the said William Ball in
his lifetime by deed dated the 1st day of Feb. 1883, conveyed
said tract of land to the said E.H. Daniel, but the said William
Ball expressly reserved therein the vendors lien for the whole
of the purchase price thereof all which will fully appear
by reference to a copy of said deed of conveyance herewith filed
as in part hereof marked (A)

Your Orator further states that on the 1st day of Feb. 1883
the said E.H. Daniel in consideration of said land executed and
delivered to said William Ball his three separate notes or bonds
in writing under seal dated on the day and year last mentioned
and the same are herewith filed as in part hereof marked B, C, & D,

By the first of said bonds the said E.H. Daniel bound himself
his heirs and assigns to pay the said William Ball by the first

1 day of Feb. 1884 the sum of One hundred dollars with interest
2 from date for past payment on bond and the bond to stand
3 good for the purchase money. By the second of said bonds the
4 said E. H. Daniel bound himself his heirs and assigns to pay to
5 the said William Bell by the first day of Feb. 1885 the sum
6 of One hundred dollars with interest from date for past of
7 purchase money on bond. the bond to stand good for the purchase
8 money. And by the third and last of said bonds the said E. H. Daniel
9 bound himself his heirs and assigns to pay to the said William
10 Bell by the first day of Feb. 1886 the further sum of One
11 hundred dollars with interest from date for past of purchase
12 money on bond and the bond to stand good for the purchase money.

13 Thus it is seen that the purchase price of said land was \$300.00
14 and the same is evidenced by said 3 bonds dated Feb 1 1883 and
15 bearing interest from date and due and payable in one year and
16 three years time from the date of contract.

17 Your Orator now states that before any part of said purchase
18 money had been paid the said E. H. Daniel on the day of
19 October 1887. departed this life intestate in this county, and
20 on the 5th day of Dec. 1887, Ben L. D. Fulkerson was appointed
21 administrator of his estate and he with C. J. Duncan & G. W. Bush
22 his co-judges executed a bond as such administrator in the penalty
23 of \$9000⁰⁰ conditioned according to law. and a copy of said
24 bond and the order of the court appointing said Fulkerson
25 such court are herewith filed marked E & F. as parts hereof.

26 Your Orator states that such and every part of the money
27 represented by said three bonds is now due and owing to him
28 no part or parcel of either having ever been paid to the said Wm.
29 Bell in his lifetime or to your Orator since his death, either
30 by said E. H. Daniel in his lifetime or by said Fulkerson since his death.

31 Your Orator further states that soon after his appointment
32 as court the said Fulkerson took charge of the personal estate
33 left by said Daniel at his death and sold such of his property

1 as was liable to be sold, and the property thus sold brought for
2 two to five hundred dollars, but the precise sum your Orator
3 cannot now state with precision. But your Orator states that
4 the personal estate left by said Daniel at his death will be
5 largely sufficient to pay his debts and liabilities & costs of administration
6 so that ~~there~~ will ultimately have to be paid to his real estate
7 for the payment of his debts.

8 Your Orator states that said E. H. Daniel owns other real estate
9 besides the tract conveyed to him by said William Hall, but
10 it is believed that the tract so conveyed to him, together with
11 the personal estate, will pay the debts owing by said Daniel;

12 Your Orator states that said Faulkner's administration
13 account has not been stated, and it is not known by your
14 Orator the amount of debts against said Daniel's estate or to
15 whom due. As he is advised that it is his right to
16 have said ^{account} stated and settled, and the creditors of said
17 Daniel convened, and the assets of the estate marshalled.

18 Your Orator is advised that his said purchase money bonds
19 constitute a lien on the tract of land for which they were given
20 which a court of equity will at once enforce by decreeing a
21 sale thereof. Your Orator states that said Daniel at his death
22 left a widow Sarah Daniel surviving him and the following
23 five children his heirs at law to wit Sarah A. M. Daniel Richard
24 Daniel Catharine ^{Daniel} Florence Daniel and Harriet Daniel all of
25 whom are under 21 years of age to whom the legal title of all
26 lands owned by said E. H. Daniel descended, subject to the dower
27 of said widow thereon, but your Orator states that said Daniel's
28 right does not attach until said purchase money shall be paid
29 so far as this particular tract is concerned.

30 The premises considered your Orator prays that said
31 L. D. Faulkner admr. of E. H. Daniel dead, and C. T. Duncan & C. W. Noel
32 his securities in his official bond, and Sarah Daniel, Sarah A. M.
33 Daniel, Richard Daniel Catharine Daniel Florence Daniel and

C 11.07
 Cour. 15.00
 S 2.00
 G.A.L 5.00
 A 15.00

\$48.07
 Estimate

House of Representatives

Bill

L.D. Fulkerson

1888 Fire Bill filed
 Exd + Decree
 July D.C. Court
 G. A. L. filed
 Aug. Cause set for hearing
 " Twin - Decree for cost. + Court
 Decr. Continued
 1889 Mr. Court
 " Sept Decree + Court
 1890 Mr. Decree for amount down
 + Continued
 " Aug. Decree Court
 1891 Mr. Decree Court
 Decree final

1 Herewith I enclose be made dependent to this Bill, and be
 2 required to answer the same fully upon oath, that a question
 3 will be appointed for said infants to defend their interests
 4 in this case, and upon a hearing thereof a decree be
 5 entered appointing a guardian for said infants to take and hold the
 6 administration account required to that he also cause the
 7 creditors of said decedent estate and that said estate of said
 8 decedent to and to be made of the other and estate be well as well
 9 all debts against said estate and if in any case the estate
 10 in this case special payee, then again said payee for all
 11 general relief may writ of habeas corpus directed to
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Henry F. Morgan for Bill

To the Hon H. S. H. Morrison Judge of the
Circuit Court of Lee Co Va
The Answer of Jno M Morgan Guardian
ad Litem for Sarah, A. M. Daniel Rachell
Daniel, Catharine Daniel Florence
Daniel & Harriet Daniel, Infant heirs
to a bill filed in this Honorable Court
against them & others, by Moses S. Ball
executor of William Ball decd.

Respondent says his wards are young and
of tender years and being infants are the
peculiar object and care of Courts of
Equity, Their interests in this suit are
therefore committed to your Honor's care
and keeping. Respondent knows nothing
personally of any of the matters and things
stated in the Plaintiffs bill, nor has his
said wards at any & there given him any
information in regard to the matters thereof.

Respondent says all persons claiming to
be creditors of their ancestor, be required to
produce, clear strong and legal proof of all
claims, before they be allowed as charges
against said Estate, Respondent having
now as fully as deemed necessary answered
says that his said wards be hence discharged
with their reasonable costs.

Jno M Morgan. Guardian Ad Litem

Jno. M. Morgan

vs Ans Guardian ad Litem

Moses S. Ball Executor

Filed July 1888

J. A. Hyatt & Co.

Moses S. Bull Exor.

Pffs

vs.

L D. Frickerson adut. tal

Defts

In Chy

This cause came on again to be heard on the papers heretofore read therein and the report of Special Com. H. J. Morgan made and filed in this cause at the present term showing that he had executed the deed of conveyance to J. A. & Wiley Stanley as directed by a former decree in the cause, and was argued by counsel, and said report being unaccepted to. On consideration thereof it is adjudged ordered and decreed that said report and deed be and the same are confirmed, and the clerk of this will deliver to the clerk of the county court, said deed for recordation; And the Pffs attorney suggesting that it is not likely that any thing further can be made out of the estate of E. H. Daniel decd. It is therefore ordered that the cause be retired from the docket, with leave to the plaintiff to have the same re-instated for cause to be shown.

M. S. Bell Esq

no { Decm No 5 final

L. D. Fulkerson adw ool

Entered Chcy

O.B. 322-231

Apr. 1st 1891.

J. H. Stuyatt

Entered this

Apr 1 1890

H. S. K. M.

M. S. Ball Exr. vs. Peff }
vs. } In Chy
L. D. Fulkerson admr. & al. Defts }

This cause came on again to be further heard
on the papers formerly read therein, and the report
of Comr. Morgan dated Dec. 6 and filed in the cause
Dec. 10 1890 showing that he had fully accounted
to the Peff for the entire purchase price of the land
and was argued by counsel, On consideration of
all which it is adjudged ordered and decreed, that
said report be and the same is hereby confirmed,
and it is further adjudged ordered and decreed, that
H. J. Morgan be appointed a Special Commissioner for
the purpose who is directed to convey by deed with
covenants of Special Warranty the 80 acre tract of
land conveyed by Wm. Ball surfe to Daniel & Eldridge filed
in the case & marked (A B) to J. A. and Wiley Stanley
according to the notes and bounds set out in said Ball's deed,
and he will report his action to the court, and
the cause is continued

M. S. Ball Exp

no } Decm No. 4

L. D. Fulkerson admt. sal

Contd Chcy 083 318

Mar. 31st 1891.

J. A. Fulkerson

Enter this

Book April 30 1891

W. A. Fulkerson

Moses S. Ball Esq. & Jeff }
105. } In by
L. D. Fulkerson admoral Dfto.

This cause came on again to be further heard on the papers heretofore read therein, and the report of Com. H. J. Morgan dated Dec. 6th of filed in the cause Dec. ^{the 12th} 1889, showing a sale of the tract of land of 75 or 80 acres, subject to the vendors lien, and the disbursing of the cash payment and was argued by counsel. And the said report being remanded to. On consideration whereof it is adjudged ordered and decreed, that said report of sale, be and the same is hereby confirmed. And it further appearing from said report, that after the net proceeds of the sale of the tract of land in the bill specially referred ^{to,} subject to the vendors lien, shall be applied as a credit as of Dec. 2 1889 to the debt due the plaintiff, it will still leave due him as of the last mentioned date the sum of \$213.02, which will have to be raised by a sale of other real estate. But as such other real estate owned by E. H. Daniel in his lifetime, is subject to the dower of his widow therein, which has not been assigned her. the court for the present declines to order a further sale of real estate until dower shall be assigned. The widow and to attain this end I M. Caronachal H. C. T. Richmond & P. P. Fugate are appointed commissioners for the purpose and they are directed to lay off and assign to Sanna Daniel widow of E. H. Daniel dower the dower to which she is entitled out of the real estate of her late husband which shall consist of One third thereof in annual rental value, and said Commissioners will make a plat of the whole land, and of the dower & they will report their action to the court, and the cause is continued until the coming in thereof.

Moses S. Ball Exp

no $\frac{1}{3}$ Dec 1893

S. D. Fulkerson adm. tal

Entered Chas O. B.

page 247

April 1st 1890,

J. A. Hyatt

Entered this

April 1 1890

H. A. Hyatt

Moses S. Ball Exor.

vs.

L. D. Fulkerson admr. & al

Peff

Defts

In Chy.

This cause came on again this day to be further heard on the papers heretofore read therein. And the report of Special Comr. John A. G. Hyatt and Exhibits A B, & A C, therewith filed in the cause Augt 14 1889, and was argued by counsel and the said report and exhibits therewith being accepted to the consideration whereof It is adjudged ordered and decreed that said reports with said exhibits be and the same are hereby confirmed, And it appearing from said Exhibit (A B) that there is in the hands of L. D. Fulkerson as admr. of Est. Daniel dead the sum of \$292.04 as of April 1-1889 arising out of said Daniels personal estate which ought to be applied to said Daniels debts. And it further appearing from said Exhibit (A C) that the outstanding and unpaid debts against said Daniels estate amount in the aggregate when calculated to said 1st day of April 1889 to \$633.35 including the debt due the plaintiff and that when the said sum of \$292.04 shall be applied to said debts it will still leave the sum of \$341.31 to be raised by a sale of real estate. On consideration of all which it is adjudged ordered and decreed that Abner Mowse one of said creditors recover against L. D. Fulkerson & C. J. Duncan & C. H. Nash his sureties in his official bond as such admr. the sum of \$153.55 with legal interest thereon from the first day of April 1889, till paid that John D. Morgan another creditor recover against them the sum of \$23.80 with legal interest thereon from the same time That the Peff recover against them the sum of \$114.69 with interest from the same time And execution is awarded said three parties for

said three sums with interest as aforesaid against said I. D. Fulkerson as such adm^r of B. J. Duncanson & B. H. Nash as his executor in his official bond as adm^r aforesaid and when the said sums shall be paid by said Fulkerson it will discharge his liability to said estate as to the personal estate referred to in said exhibit A. B. And as there is still the sum of \$341.31 yet due the plaintiff with interest from April 1st 1889, and the costs of this suit & the real estate of said Daniel being chargeable therewith It is further adjudged that the Plaintiff recover against I. D. Fulkerson adm^r the costs of this suit and unless the same and said \$341.31 with interest as aforesaid be paid the plaintiff within 20 days from the rising of the court, then it is further adjudged ordered & decreed that so much of the real estate owned by Est. Daniel at the time of his death be sold as will pay the same, but the tract of land supposed to contain 80 acres on which said \$341.31 operates as a vendor's lien shall be first sold & if the same shall prove insufficient for the purpose then so much of the other lands shall be sold as will pay said balance and cost. At said sale so much cash in hand will be required as will pay the costs of suit and sale and as to the residue 6, 12 & 18 Months time will be given, with interest from day of sale, and the purchaser shall give bond with approved security for the deferred payments. Said sale shall be at public Auction to the highest bidder at the front door of the court house of Lee county on some court day after the same shall have been duly advertised 30 days prior thereto showing time, terms & place of sale. And Henry J. Morgan is appointed a Special Com^r to execute this decree.

who before doing so is required to give bond with security
before the clerk of this court in the sum of \$500, with condition
to account for all money he may receive in the cause, and
he will report his action to the court and the cause is continued

Moses S. Bull Esq

no } Decm No

I D. Fulkerson tal

Entered P. 204 15

C. O. Book No

J. H. Hyatt C. C.

Entered this

Sept 1889

Moses S. Ball Exor. Poffy

L.D. Fulkerson ad. ex. Poffy

In Chy.

This cause came on this day to be heard on the bill of the Poffy and exhibits therewith taken for relief by the said defendant and the answer of the said defendant by John M. Wagon then in relation ad litem, and was argued by counsel. In consideration whereof it is adjudged ordered and decreed that the Poffy as executor of Wm. Ball dec'd recover against L.D. Fulkerson sum of \$500.00 with legal interest thereon from the 1st day of Feb. 1883 till paid and the costs of this suit and it is further adjudged that the said sum thus recovered the Poffy constitutes the whole & complete sum on the said estate of Wm. Ball mentioned in the bill. And it is further ordered that the Poffy do deliver to L.D. Fulkerson in his lifetime to E.H. Daniel during his life but the court for the present declines to order a sale thereof until the coming in of the report hereafter ordered. And being John F.G. Hyatt is appointed a court to do the following things, make a report thereof. First He will take and settle the account of L.D. Fulkerson ad. ex. of E.H. Daniel dec'd and show therein what amount of personal estate there will be which can be taken and applied to the intestate debts. Secondly He will examine the creditors of said E.H. Daniel & will show the same down each individual creditor and the aggregate amount of the several claims. And Thirdly He will report any matter which may be presented and also any matter required by the parties. And he will report his action to the court and the cause is continued.

Moses S. Ball Esq

or J. D. Ball

L. D. Fulkerson Esq

Genl. L. D. Fulkerson

Genl. L. D. Fulkerson

Continued
Sep 4 1898
J. D. Ball

Alfred S. Ball Esq.

Deft.

vs
L. D. Fulkerson, Plaintiff

in the Year 1887, Pursuant
to the order of the Circuit Court for La. County

and in presence of the undersigned
Commissioner, respectfully reports, that

after having given the parties in interest
due notice and after posting

written notices at several public places
in this County, in the neighborhood

of the late residence of E. H. Larrick
Esq., and on the Court House door

for all the Creditors of said E. H.
Larrick to present their claims

before me for settlement as against
said Estate - I proceeded on the 20th March

1887 and succeeding days until the 20th
of said month, to receive and take proof

of such debts as were presented, but only
few claims were brought forward, and

the Admr L. D. Fulkerson being present
informed that the sum of some few

unliquidated claims which had not been
reported, and at his request the

matter of account was continued
until the 12th August 1887, at which

time I proceeded to ascertain
and now report on all matters

referred to me in the above styled
Cause. And as will be seen

by the statement of the account.

1 L. L. D. Culherson Administration of the
2 Estate of E. H. Daniel and, herewith
3 filed marked "A. B.", I have charged
4 said ~~James~~ with \$217.95 amount of said
5 Bill due Dec. 10, 1888, and with notes
6 on Allen Brooks and L. M. Smith and
7 legal interest thereon. Subject to some
8 credits, resulting in showing that
9 said ~~Adm.~~ ^{James} from all ^{sources} had received
10 or would receive as of April 1st 1889 the
11 sum of \$523.63, and that he had
12 paid out on proper vouchers various
13 amounts, and had allowed him 10%
14 Commission on the entire Estate, resul-
15 ting in showing that there remained
16 in his hands unaccounted for on
17 the 1st April 1889, the sum of Two
18 Hundred & Ninety two Dollars & four
19 cents (\$292.04) which can be applied
20 to the payment of the debts of E. H.
21 Daniel dead -

22 And it will be seen by reference
23 to Statement or list of debts herewith
24 filed marked "A. C." that only
25 three claims have been presented.
26 The first one is the one sought
27 in this suit to be collected by M. S.
28 Ball Exor. of J. M. Ball dead, on which
29 Judgment was rendered on the
30 1st Sept 1888, by Your Honor's Court,
31 and amounts including an
32 Estimation of 45¢ for the Costs of this

Chas. suit on the 1st April 1889 to
the sum of \$456.00 - which debt, has,
should it be asked, priority over the
other debts. The second claim allowed
is one in favor of Abner Moore, which
after applying the credits endorsed on
note, leaves a bal of prin & interest
due, of April the 1st 1889, this sum, one
hundred and fifty three Dollars & fifty
five Cents \$153.55.

The third and last claim is an
account going to Dr. J. D. Morgan
for medical attendances on said
decedent, which amounts on the
1st April 1889 to the sum of \$23.80,

All these debts aggregate the sum
of \$633.35 - which after applying
the \$292.00 of personal in Harry's hands
leaves \$341.35, which will have to
be realized from real Estate
belonging to the Estate of said Dr.
Daniel's deced. As the Will sets
forth the claim of M. J. Ball's is purchase
money and properly chargeable on
the said real Estate.

Respectfully Submitted

J. H. Dwyer

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Spencer's Report
Spencer
L. D. Spencer

Filed Aug 14th 1889
J. S. Hyatt

Spencer for 15¢

Received of L. O. Hallman
admr of E. H. Davis Estate
Four Dollars & Twenty Cents
by Tullas of Nancy Hunt Estate
This 27th day of July 1889

Wm. S. Cook & J

No 43

1887

Oct 23th E. H. Bonie's Estate
In specie with
L. M. Smith Jr
To making Coffin \$5.00

State of Virginia
Lee County (Tomb)

This day personally appeared
before me a Notary Public
for Lee County ~~and~~ ~~not~~
J. M. Robinson, and made
oath that the above spec-
ies just and unpaid
Decr 29th /87

L. D. Hudson N.P.

Received Bales Milk &c Decr
29th 1887 of L. D. Hudson
Admr of E. H. Bonie's Estate
Five dollars in full for above
account

J. M. Smith

L. M. Smith
Receipt of
Dec 27/88

(1)

L. M. Smith
Receipt
L. D. Hullman
Adm'r. No. 1

H. C. F. Richmond,
 Dry Goods, Notions, Boots and Shoes,
 Hats, Clothing, & Merchandise.
HIGHEST MARKET PRICE PAID FOR PRODUCE.

Red Stores, Va., Oct 23 1887

E. H. Daniel Deed for Vol. Merchant
 On acct. with H. C. F. Richmond

To	1 Suit 108	1 Pr. Dressed 1/2	1/2	More 25	10.75
"	1 Neck Tie 25	1/2	1/2	White Shirt 100	1.50
"	2/4	Bobinet for 194	1/2	Cologne 25	44
					<u>\$ 12.69</u>

Leece Town

H. C. F. Richmond appeared
 before me and made oath that
 the above account is the list of
 E. H. Daniel - is just true and unpaid
 given under my hand this
 21st day Decr 1887

L. D. Tucker N.P.
 Recd of L. D. Tucker on acct of
 E. H. Daniel Deed for 12 dollars
 and sixty nine cents in full
 of above acct. Decr 21/87 H. C. F. Richmond

(2)

E. H. Dand Diet
Acct.

\$ 12.69

H. E. J. R.

Dec. 21/88

1887 E H Daniel

In acct with H. L. Richmond

Sept 12	Do	1 Bal due on pasturing Alley.	\$ 2.43
"	"	1 Qt Coal oil	10 x 10
" 17	"	3 1/2 Jaws 3 1/4 1 Spool Cotton	160
" 24	"	2 Horse shoes	10 x 20
Octo 5	"	12 doz Ammunes 20 x 14 doz Button	2.50
" 9	"	1 Spool Cotton 10 x 2 1/4 1 Pair 8 1/2	29
" 12	"	Cash 3 1/4 1 Over Coat 6 1/2	6.50
" 9	"	3 1/2 nails 6 1/4 1 lb Lemon	10 x 29
" 9	"	1 Cake Pan	35 35
" 22	"	1 lb Coal oil	50 50

\$ 14.76

Lee Co To wit

This day H. L. Richmond

Richmond personally came before me the undersigned a N. P. for Lee Co. and made oath that the above acct against E H Daniel's Estate and just and correct acct has not been paid - Given under my hand this the 16th day of December 1887

L. D. Fullerton (N.P.)

Received Decr 16th 1888 of L. D.
Mulstern Admr of E. H. Daniel's
Estate \$4.14 and
Seventy Six Cents in full for
the within account
H. F. Richmond

E. H. Daniel

To cash \$4.76

To L. D.

Decr 16/1888

Received L. B. Walters
Adm of E. M. Daniels
Estate four dollars
and thirty seven cents
on Taxes for Honey
Kings Estate this
18th June 1888 - for the
Year 1887 -

Wm. L. Walters
D.S.

Luxes (4)

48
for 1882

Co. 76. Dec

Luxes

1887 E H Daniel Reed

In acct with George W Gibson

Octo 23 To Cash loaned Mrs Daniel Tobey
Plank to make Coffin \$ 3.00

This day Sarah Daniel personally came
before me the undersigned Notary
Public for Ad County and made
Oath that the above account
is just true and unpaid, Given
under my hand This 29th day
of Decr. 1887.

L. D. Ficken W.P.

Recd of L D Ficken admr of
E H Daniel Decd. Three doll,
the amount of the above acct.

December 31st 1887

George W Gibson

E H Daniel Seed
Accl
\$ 300
Geo W. Brown

(15)
200/1000
\$
Geo W. Brown

Albany, N. Y. April 20th
I have pleasure in saying to
you a belated administrator of
Justice Brown State University
of Albany N. Y. welcome to
our old home as a member of
our community. This will mean
the best.

E. H. Brown, Esq.

or by 60 cts for Takeing the
acknowledgements of deed made
to Daniel Jean Sept the 16th 1880

2^d Copy for Acknowledgements made
March 11st 1896

\$24.42

E. H. Daniel

To } Note

Received of L. D. Tuckerman Adm'r
of E. M. Bonnell's Estate Thirty Eight
dollars and fifty Eight Cents in
full for note due said Eddes to
said Bonnell's Estate this 25th day
of March 1889. Wm. J. Eddes

W. P. C. 22
38.05
Mar. 21/1859
6

1887.

Recd March 13th of
Ld Fickensworth
of E H Daniel Reed
Three dollars for
Account of.
Franklin F Dean Reed
This is given as a
duplicate of the original
Receipt.

J H T Richmond

March 13/88

\$3.00
H. L. F. R.

7

E. H. Daniel (Dis)
To J. B. McLine Dr

1887
Oct 28 To, Paid shares \$2.50
" " " 1 yd Don 10
\$2.60

I do hereby Certify that the above
account of 2⁶⁰ is just and unpaid.
May 10 1888 J. B. McLine

Virginia Sec-Co. To wit
Sworn to and subscribed before
me this 11th May- 1888
J. M. Woodward J. P.

(76)

E. H. Daniel
Apr 2 60
L. B. M. L.

Received of J. D. Faesbren administrator
of E. H. Daniel's estate. Two dollars and cents
the full of the within account
This Mar 26-1889— J. B. M. L.
By same

153:14

By the 15th of December 1855 I bind my self to
the 16th of January 1856 to pay to the 16th of January 1856
the sum of £1000 in full of the sum of £1000
as witness my hand & seal

E. W. Daniel

Secy

May the 14 1872
Cr the within note ten
dollars

~~May~~
~~1873~~

Cr the within note
ten dollars

~~Sept~~

~~22~~ 1873 Cr 80 cts

Oct 1873 Cr by one
hepper & 12 pounds of

Bacon \$6.00

Oct 1873 Cr by cash
3.00

1877

Cr by cash

\$18.00

Sept 1877 Cr by cash

10.00

10

July 1882

1835

By the 25th of December next I bind myself here
to pay William Seal the sum of \$1000.

Being and remain unpaid as witness my hand & seal

The 26th day of January 1836

E. H. Daniel

Witness

25

Sept 1/871 Cr the value \$5.00 in goods
Aug 29, 1882 Cr 11.00

\$28.07 up to July 1st 1882

Received of L. H. Kulherson ~~Sixty~~
Admr of E. H. Daniel Estate ~~Sixty~~
Two Dollars fifty Three Cents for
two notes as follows one dated
due Decr 25th 1871 for \$53.00 Subject
to several Credits which are on the
the other for \$25.00 due Decr 25th 71
Subject to two Credits which are
on the note. The balance due
on the two notes is \$62.53 as
stated above
March 27th /89

A. Seale

p 62.53

March 27. 9

(9)

Received of L. D. Fullerton
Admin of the Estate of E. W. Daniel
deceased Eighteen dollars, in
full for my ~~deceased~~ account
against said Estate the
15th day of March 1889.
W. E. Morris.

E. H. Darned

Dr

To W. E. Morrison.

1885	Sept 28	To am visit-child	\$1.00
"	Nov 28	" " Daughter	1.00
"	Dec 1	" Medicine self	.50
1886	Apr 22	" " "	.50
"	" 28	" " "	.50
"	Nov 8	" one visit wif	1.00
1887	Jan 19	" Medicine self	.50
"	July 11	" one visit-child	1.00
"	" 12	" " "	1.00
"	" 18	" " "	1.00
"	Oct 21	" " self	1.00
"	" 22	" " "	1.00
		" Borrowed Money	\$10.00
			\$20.00

By Oliver & Peterson

2.00
\$18.00

Subscribed to before me by W. E. Morrison
this 26th day Nov 1888, L. D. Hulburt N.P.

This day personally appeared
before me L. D. Hackett a Notary
Public for Lee County, Sarah
E. Bonnell and made oath
that the within account
was just and unpaid to
the best of her knowledge
and belief. Given under my
hand this, 26th day of March.
1889.

L. D. Hackett N.P.

Mr. David Edmund H. District No. 1
 1887 To J. P. Graham, Treasurer of Lee County, Dr.

TRACTS.	State Tax, 30 cents on \$100.	County Levy, 50 cents on \$100.	County School Tax, 10 cents on \$100.	District School Tax, 10 cents on \$100.	State School Tax, 10 cents on \$100.	TOTAL AMOUNT OF TAXES.
To ——— acres land, value, \$						
Property, income, etc.	305	22	203			
Capitation Tax,	1	100				
County School Tax,			30			
District School Tax,				30		
State School Tax,					30	
Total,						145

2.95
 1.00
 30
 30
 30
 45

Received Payment in full, 1887 Treasurer. 5.30

Received of L. D. [unclear]
 Adm. of E. [unclear]
 Estate [unclear]
 for [unclear] to [unclear]
 [unclear] for [unclear]
 L. H. [unclear]

L. H. [unclear]
 195, for J. P. [unclear]
 (James)

8, 11 20.8
 10000

48 5 1/2
 427
 9117 1/2

1887

L. D. Fulkerson

Dec. 7

Entering order appt. you. Adm. E. H. Daniel 1.00

Tax 1.00 Recording bond 50 order 1.50

appt. appraisers 36 Copies 70, Recept 18 1.44

1888
May

Recording appraisement 30 Sale Bill 30 .60

Inventory 30 Taxing Costs to 40 .70

Received payment Apr. 17 1887.

L. D. Fulkerson - D. H.

\$5.24

L. D. Jackson
49 min.

Free Bill

\$ 5.24

12

Vouchers from
1 to 11 inclusive

The Estate of E. H. Quinn
To Henry Moore

11	Am't of Note with Int from Feb'y 20 th 1877.	147. 10
12	Interest to 31 st May 1884	64. 76
13	Credit " " "	213. 96
14	Interest to Feb'y 24 th 1886	148. 96
15	" on 148. 96 prin to June 27 th 1887	15. 47
16	By amt paid Feb'y 24 th 1886 \$12.89	\$176. 44
17	" " " June 27 th 1887 22.35	35. 24
18	Interest to October 1 st 1887	141. 20
19	Credit " " "	2. 18
20	Interest to April 1 st 1887	143. 38
21	Amount due April 1 st 1887	2. 30
22		140. 88
23		12. 07
24		153. 50
25		

\$149

one day after date I bind my self
hereby to pay Almed more B. M. -
yearly the administrators of David
more deceased ^{estate} one hundred and
forty nine dollars it being for a
note executed 1865 Number this

I have by have my right to the
home ~~land~~ exemption so far as
this note is concerned as witness
my hand & seal this February
the 26 1897

E. H. Daniel

Let the within Note be 5:00

and on 31 day of July 1854

Let the within Note be \$12.⁸⁸ this
the 24 February 1884

the balance on this note up to this
date is \$142.00

Let the within Note twenty Two Dol
lars & 35^{cts} this the 21 day of June 1857
Oct. 1/87 by Mearns Island \$2.50

I do solemnly swear that the state hereto attached as
the estate of E. H. Daniel dead, is just, and that all credits
to which the same is entitled are entered on the back
thereof and such balance, as may remain after applying
said credits thereto is now justly due and owing to me
so help me god.

Deeded & Mors.

Sworn to before me by Abner Mann the 27th of March 1889,
Henry J. Morgan Comt.

Abner Morris

as $\frac{1}{3}$ note & affidavit

East Daniel Estate.

Prs due Oct 5th 1887 \$140.88
Int to Apr 1 1889 12.67
Total Apr 1st 1889 \$153.55

2

Moses S. Ball Exor. Poff

I D. ^{vs} Fulkerson admtal Dfts. } In Ldy.

No 1

Recd of H. J. Morgan Bond in said cause the sum of
Twenty Six dollars + 07 cts. Eleven dollars + 7 cts thereof

No 2

are the fees due me as clerk ^{for services} ~~for services~~ therein
and fifteen dollars as cont.

Dec. 12 1889.

J. A. G. Hyatt Clerk
+ Comm.

No 3

Recd of H. J. Morgan Cont. in said cause the sum of
five dollars the guardian ad litem fee therein Dec. 12 1889.

John M. Morgan G. A. L.

No 4

Recd of H. J. Morgan Bond as above two dollars the
fees due the Sheriff in said cause Dec. 12 1889.

Moses S. Ball Executor & Plff

vs.

J. D. Fulkerson admr. & others Dfts

In Chy

To the Hon. H. S. K. Merriam Judge of the Circuit Court of Lee County Virginia.

Pursuant to a decree of the Circuit Court of Lee County entered in the above styled cause on the 2nd day of Sept 1889 and after having advertised the same as thereby required I proceed to offer the 75 or 80 acre tract of land in the Dec mentioned (which is subject to the vendors lien) To sale on the terms prescribed by said Decree at the front door of the Court house of said County on Monday Decr. the 2 1889, that being the first day of the Circuit court for said County for the year 1889 and thereupon James & Wiley Stanley bid the sum of \$200- for said tract of land, and that being the highest and best price offered for the same they became the purchasers thereof at the said bid of \$200. They thereupon paid me the sum of \$58.07 in hand, with which to pay costs of suit and sale & which I have disbursed in the manner shown in the tabular statement at the foot of this report, and they then executed to me as Bond their three bonds for \$47.31 each, with H. B. T. Richmond as their security, when I regard as good beyond question, payable in 6, 12 and 18 months with interest from date. This tract of land was sold by Wm. Ball in his lifetime for \$300 to the decedent E. H. Daniel, but I do not think it was worth that sum, and I also think the price it brought at this sale is a fair one, and I therefore recommend the confirmation of said sale. This sale disposes of the land subject to the vendors lien, but the said E. H. Daniel left other real estate, which will have to be looked to for the payment of the balance of the plaintiffs debt, but this other land is subject to the claim of said E. H. Daniels widow, which has not as yet been assigned her, and before decreeing other land to

to be sold, it seems to me proper that Dower should first be assigned his widow - Laura Daniel:

There was a balance due the plaintiff as of April 1-1889 of \$341.31, and the net proceeds of this sale being \$141.93 now when that sum is applied to said balance as of Dec-2nd 1889, it will still leave due the Pelff as of Dec-2 1889 the sum of \$213.02 to be raised by a sale of other real estate:

My account of the cash payment is shown in the following tabular Statement

	Cash received on day of sale.			58 07
	By 5 per cent commission on sales of \$200 - Returned	10 00		
	By attorneys Tax fee Retained	15 00		
1	By this sum paid Hyatt Clarke fee	11 07		
2	" " " " " Same Court fee	15 00		
3	" " " " " John M. Morgan Grand addition	5 00		
4	" " " " " Sheriffs fee	2 00	58 07	

For the last four disbursements receipts therefor are hereto attached: Marked as in the Margin

Respectfully Submitted

Henry J. Morgan Clerk.
Dec 6 1889.

Moses S. Ball Exor &c.

vs Comt Report - Sale - Land

L D. Fulkerson adm & al

Filed Dec 12 1889.

J. H. Stoughton

Confirmed by Decree
at April Term 1890

M. S. Ball Exr or Pff

vs.

L. D. Fulkerson admt. tal Dftd

} In Chy

Recd of H J Morgan Comt. in said cause the
sum of Forty Eight dollars and 72 cents the
first installment of the purchase price
of the land sold in the case June 10 1890

M. S. Ball

M. S. Ball

To { Receipt of \$48.72

H. J. Morgan

M. S. Ball Exor. Off

vs.

I. D. Fulkerson adm. & Defts

} in Chy.

Recd of St J Morgan Cont. in said cause St B. T. Richards check on Pacells Valley Bank endorsed by said Morgan for Fifty dollars & 14 cents being the second installment of the purchase price of the land sold in said cause

I have also recd of said Morgan ^{a note} on J A & Wiley Stanley, & St B. T. Richards, for the 3rd and last installment of the purchase money, which will become due June 2 1891 at which time it will amount to \$51.56. Dec. 6 1890

M. S. Ball

Moses S. Ball Exor^{to} Peff

vs

} In Eqy

L D. Fickerson admt. & al Defts

To the Hon. H. S. K. Merison Judge of the Circuit Court of Lee County Virginia

Since the sale of the 80 ^{acre} tract of land, sold in this cause was made the purchasers thereof to wit J. A. & Wiley Stanley they have paid to me as Const. the first two installments of the purchase money for said land amounting in the aggregate to \$98.86 & the third and last installment will become due and payable June 2 1891.

I have paid to the plaintiff the first two installments as will be seen by his receipts hereto attached, and he is willing to accept of me the third and last note as cash, and hence I have turned it over to him as cash as will be seen by his receipt herewith filed so that my account in this case will stand squared as shown in the following table

Cash Recd. June 10 1890 first Installment	48	72
Cash " Dec. 6 1890 second "	50	14
Third note at maturity June 2 1891.	51	56
	150	82
By this sum paid Peff June 10 1890	\$48.72	
By this sum " Peff Dec. 10 1890	50.14	
By note turned over to Peff due June 2 1891	51.56	150 82

Thus it will be seen, that I have in the manner
presented out, accounted for the entire purchase price
of the land sold in the cause and the purchases
of the land, having now paid two thirds of the
deferred payments, I think a deed of conveyance
should be made to them for the tract of land
purchased by them in this cause.

Respectfully Submitted

Henry J. Morgan Esq.

Dec. 6 1890

M. S. Ball Esq.

20. { Court Report clearing school

L. D. Fullerton adm. tal

Filed Dec. 10, 1890

J. A. Wyatt

Moses S. Ball Exor & Ref.

vs.

L. D. Fulkerson admr. & ad. Defts.

In by

To the Hon H. S. K. Merison Judge of the
Circuit Court of Lee County Va.

As directed by your decree entered in the
above styled cause on the 31st day of March 1891
I have made executed and acknowledged for
record a deed of conveyance, by which I as Com.
have conveyed to J. A. & Wiley Stanley the 80 acre
tract of land in the bill and proceedings mentioned
with covenants of Special warranty, and the
same is herewith filed for your inspection & approval

Respectfully Submitted

Henry J. Morgan Special Com.

April 1st 1891

Moses S. Ball Exor

as } Cant. Refut of Deed
}

L. D. Fulkerson adm'tal

Filed April June 1891

J. A. S. Hyatt C

Know all Men. by these Presents, That We,

L. D. Fullerson
B. H. Cash & C. J. Duncan
of Lee county, are held and firmly bound unto the Commonwealth of Virginia in the just and full sum of *4750.00* dollars. for the payment thereof, well and truly to be made to the said Commonwealth, we bind ourselves, our heirs, executors and administrators, jointly and severally. firmly by these presents. And we each hereby waive the benefit of our homestead exemption as to this obligation. Sealed under our seals and dated this *5th* day of *Decr* 18*87*. The condition of the above obligation is such that, whereas the above bound *L. D. Fullerson* has this day been, by the County Court of Lee permitted to qualify as ADMINISTRATOR of the estate of

deceased:

Now, if the said *L. D. Fullerson* shall faithfully discharge the duties of *this* said office according to law, then the above obligation to be void: otherwise to remain in full force and virtue. Acknowledged in Court.

(SEAL.)

(SEAL.)

(SEAL.)

L. D. Fullerson (SEAL.)

C. J. Duncan (SEAL.)

B. H. Cash (SEAL.)

A. C. ...
Teste J. A. ...

Copy of
Administration Bond.

(F.)

L. D. Fulkerson Administrator
of the Estate of E. H. Daniel dead
To the Creditors of said Estate

1888	To this sum amt sale Bill due Dec. 16 th 1888.	\$317.95		
1888	" " Note on Allen Brooks Jan. 1 st 1887	112.33 $\frac{1}{2}$		
	less Dec. 27 th 1886	31.00		
	Int on bal to March 20 th 1887.	91.33 $\frac{1}{2}$		
	Credit " " "	18.00		
	Int. to June 29 th 1887.	74.84 $\frac{1}{2}$		
	Credit " " "	30.00		
	Interest to Dec. 16 th 1888	55.76 $\frac{1}{2}$		
		10.90	60	66 $\frac{1}{2}$
	To Note on same Allen Brooks due Jan. 1 st 1888	112.33 $\frac{1}{2}$		
	" Interest thereon to Dec. 16 th 1888	6.45	118	78 $\frac{1}{2}$
	" Note on L. W. Smith due Jan. 20 th 1886	5.88		
	" Int. thereon to Dec. 25 th 1887	67	6	55
	Total in Adams hands Dec. 16 th 1888		\$403.74 $\frac{2}{3}$	
	By 10 th com on \$403.74's Receipts	40.37		
	By this sum paid L. W. Smith for bal	5.00		
	" " " paid W. C. T. Richmond his acct	12.67		
	" " " " " " " " " " " "	14.76		
	" " " " Taxes for year 1887	4.00		
	" " " " Geo. M. Wilson for plank	5.00		
	By this sum unaccounted for to Adams	324.10	\$403.74 $\frac{2}{3}$	
1889	To this sum in Adams hands Dec. 16 th 1888		\$324.10	
	" " " Int. thereon to April 1 st 1889		5.67	
	" Note on Allen Brooks due Jan. 1 st 1889		112.33 $\frac{1}{2}$	
	" Interest thereon to April 1 st 1889.		1.68	
	" this sum in Adams hands Apr. 1 st 1889		\$443.79	
	By 10 th com on \$119.68 Receipts	11.76		
	By this sum paid W. C. T. Richmond acct	35.58		
	" " " " " W. C. T. Richmond acct	3.00		
	Assets forwarded		\$53.04	\$443.79

1889

Apr 12	To this sum amount debits brought over	\$443.79
3	By " " " Credits " over	\$53.54
8 4	" " " paid J. B. McLin his acct,	2.60
9 5	" " " " H. Scale his notes & int,	62.53
10 6	" " " " L. H. E. Morrison	18.00
11 7	" " " " salary for year 1887.	5.57
12 8	" " " " J. A. G. Hyatt clerk,	5.24
13 9	" " " " salary for year 1888	4.27
10	By this sum in Adm hands to begin Apr 1 1889	292.04
		443.79

1889

Apr 1	To this sum in Adm's hands Apr 1 1889	
12	which may be applied to payment of debts	\$292.04

J. A. G.

Statement to the Board

of the Board of Directors

of the Board of Directors

List of debts outstanding against
The Estate of E. N. Daniel deceased.

To Mr. S. Ball & Mr. Ball not

for payment for circuit court money

Sept 4th 1888, this sum \$300. 00

Int thrown from Feb 1st 1888 to Apr 1st 1889 111. 00

Estimated cost of charges 45. 00 \$456. 00

To Abner Moore for notes

anted by E. N. Daniel, Feb 26th 1877 for 149. 00

Interest from Feb 26th 1877 to May 1st 1884 60. 96

Corr'd May 31st 1884 317. 80

Int on bal to June 30th 1887 27. 45

Cor. Feb 26th 1887 of 13. 57 June 30th 1887 of 33. 25

Sept. to October 1st 1887 \$141. 00

Cor. " " " 2. 15

Interest to April 1st 1889 \$143. 85

12 67 153. 50

To Dr. John D. Morgan for

medical service to Feb 1st 1886 20. 00

" Int, thrown to April 1st 1889 3. 80 23. 80

Total indebtedness reported \$633. 25

By this amt personal indebtedness 272. 04

Amount to be realized out of Real Est. \$341. 31

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1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28. 29. 30. 31. 32.

1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28. 29. 30. 31. 32.

\$100.00

by the first day of february 1883 I bind myself
here and assigns to pay Wm Ball one hundred
dollars within truss from date for part of
purchase money on land given under my hands
and seal this february 1st 1883 the Land to
stand good for the purchase money
Test

W. S. Ball.

E. H. Danill (Sealed)

E. L. Daniel

To 3 Photos, 100

100 - Ball

E. L. Daniel
to note
\$100.00

\$100.00

by the first day of february 1884 I bind myself
heirs and assigns to pay Wm Bull one hundred
dollars with interest from date for part
payment on land given under my hands
and Seal this february 1th 1883 the land to
stand good for the purchas money

test

E. H. Daniel Seal

Wm S. Bull

E. H. Daniel

To $\frac{2}{3}$ Notes, 100-

Wm Ball

(9)

E. H. Daniel

To 4000/100.00

\$100.00

by the first day of february 1886 I bind my
self heirs and assigns to pay Wm Ball one hundred
dollars with interest from date for part of purch
ase money on land given under my hands and
seal this february 1th 1883 the land to stand
good for the purchase money

Test
W. S. Ball

E. H. Daniel

Sealed

E. H. Daniel

To $\frac{2}{3}$ Note \$100

-Ym Ball

(D)

E. H. Daniel

To Note \$100.00

The Estate of E. W. Daniel (deceased)
To Dr John D. Morgan Dr
For services as Physi-
-cian from 1881
to Feby 1886. \$20.00

This day personally appeared
before me a Notary Public for
the County of Lee in the State
of Virginia, Dr John D. Morgan.
and made oath that the
above account was just,
and unpaid Given under
my hand this 18th day of
March 1889. L. D. Tucker N.P.

The Commonwealth of Virginia.

To The Sheriff Of Lee County Greeting:

We Command You to Summon

L. D. Fulkerson Adm'r.

C. H. Daniel dec'd, C. T. Duncan & C. W. Nash

his Sureties and Laura Daniel

Sarah A. M. Daniel, Rachel Daniel

Catharine Daniel, Florence Daniel and
Marrieth Daniel

To appear at the Clerk's Office of the Circuit Court of Lee County, at the Courthouse on the first Monday
in *June* next, being rule day to answer a bill in Chancery exhibited in our said Court
against *them* by *Moses S. Bales*

Executor of the last Will and
Testament of William Bales dec'd.

And have then and there this writ. Witness, J. A. G. Hyatt, Clerk of said Court at the Courthouse.

This *7th* day of *May* 1888, in the 11th year of the Commonwealth.

J. A. G. Hyatt Clerk.

A Copy Teste

